



TRANSMITTAL LETTER			Case No. 12158/5
Appar. No. 10/670,159	Filing Date September 23, 2003	Examiner Unknown	Group Art Unit Unknown
Inventor(s) Moncho et al.			
Title of Invention SHELTER			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Transmittal Letter; Information Disclosure Statement; Copies of References A9-A10; Form PTO 1449; and postcard evidencing receipt of same.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity	
Rate	Add'l Fee
x \$9=	
x 43=	
+\$145=	
Total add'l fee	\$

Other Than Small Entity	
Rate	Add'l Fee
x \$18=	
x \$86=	
+\$290=	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Heidi A. Dare  
Heidi A. Dare  
Registration No. 50,775  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 17, 2003.

Date: December 17, 2003

Signature: Heidi A. Dare



# CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 17, 2003

Date of Deposit

Heidi A. Dare, Reg. No. 50,775

Name of Applicant, Assignee or  
Registered Representative

*Heidi A. Dare*

Signature

December 17, 2003

Date of Signature

Our Case No.: 12158/5

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Moncho et al.

Serial No.: 10/670,159

Filing Date: September 23, 2003

For: SHELTER

Examiner: Unknown

Group Art Unit No.: Unknown

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

**U.S. PATENT DOCUMENTS**

No.	Date	Name
4,018,016	April 19, 1977	Zale
4,384,317	May 17, 1983	Stackpole
4,410,930	October 18, 1983	Yachabach
4,718,185	January 12, 1988	Conlin et al.
4,754,582	July 5, 1988	Cameron
5,107,637	April 28, 1992	Robbins
5,363,608	November 15, 1994	Conlan
6,415,557 B1	July 9, 2002	McCalley

**FOREIGN PATENT DOCUMENTS**

2 159 255	09/16/2001	SPAIN
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**OTHER ART – NON PATENT LITERATURE DOCUMENTS**

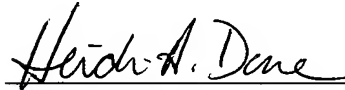
Four images believed to be on display on Cemusa's website prior to filing the application.

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

A handwritten signature in cursive script, reading "Heidi A. Dare", is written over a horizontal line.

Heidi A. Dare  
Registration No. 50,775  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
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FORM PTO-1449	SERIAL NO. 10/670,159	CASE NO. 12158/5
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE September 23, 2003	GROUP ART UNIT Unkown
(use several sheets if necessary)	APPLICANT(S):	

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	4,018,016	April 19, 1977	Zale		
	A2	4,384,317	May 17, 1983	Stackpole		
	A3	4,410,930	October 18, 1983	Yachabach		
	A4	4,718,185	January 12, 1988	Conlin et al.		
	A5	4,754,582	July 5, 1988	Cameron		
	A6	5,107,637	April 28, 1992	Robbins		
	A7	5,363,608	November 15, 1994	Conlan		
	A8	6,415,557 B1	July 9, 2002	McCalley		

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A9	2 159 255	09/16/2001	SPAIN		

EXAMINER INITIAL	OTHER ART - NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.</small>	
	A10	Four images believed to be on display on Cemusa's website prior to filing the application.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.